

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte DAN EDWARD CURTIS,  
DOREEN LYNN GALLI and  
CHRYSTINE MARIE RAHEB

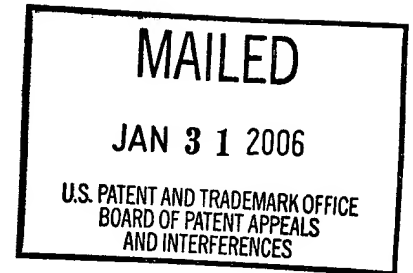
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Application No. 09/810,629

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on January 10, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

**EXAMINER'S ANSWER**

On October 20, 2005, an Examiner's Answer was mailed. A review of the Examiner's Answer reveals that it is not in compliance with the headings, specifically the identification of the References of Record, as set forth in the new rules which went into affect

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September 13, 2004. Accordingly, the Examiner's Answer does not comply with the new rules under 37 CFR § 41.37.

Accordingly, it is

ORDERED that the application is returned to the examiner to:

- 1) to vacate the Examiner's Answer mailed October 20, 2005;
- 2) generate a revised Examiner's Answer to include all required headings

as set forth under 37 CFR § 41.37; and

- 3) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

A handwritten signature in black ink, appearing to read 'Dale M. Shaw', written over a horizontal line.

DALE M. SHAW  
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DMS/dpv

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